



## **OCTOBER 16 - 20, 2006 ST. LOUIS, MISSOURI**

**James B. Loken, Chief Judge - Minneapolis, Minnesota**

### **Circuit Judges in Active Service**

**Roger L. Wollman - Sioux Falls, SD  
Diana E. Murphy - Minneapolis, MN  
Kermit E. Bye - Fargo, ND  
William Jay Riley - Omaha, NE  
Michael J. Melloy - Cedar Rapids, IA  
Lavenski R. Smith - Little Rock, AR  
Steven M. Colloton - Des Moines, IA  
Raymond W. Gruender - St. Louis, MO  
Duane Benton - Kansas City, MO  
Bobby E. Shepherd - El Dorado, AR**

### **Circuit Judges Who Have Taken Senior Status**

**Donald P. Lay - St. Paul, MN  
Myron H. Bright - Fargo, ND  
John R. Gibson - Kansas City, MO  
Pasco M. Bowman - Kansas City, MO  
Frank J. Magill - Fargo, ND  
C. Arlen Beam - Lincoln, NE  
David R. Hansen - Cedar Rapids, IA  
Morris S. Arnold - Little Rock, AR**

## NOTICE TO ALL COUNSEL

Please review the entire calendar, as you may have more than one case scheduled for oral argument. Please check the calendar carefully for the starting time for your day and division.

*Court will be held in the Thomas F. Eagleton Courthouse at 111 S. 10<sup>th</sup> Street, St. Louis, Missouri. Division I will be held in the En Banc Courtroom on Floor 28, and Division II will be held in the Southeast Courtroom on Floor 27. Counsel presenting oral argument should report to the clerk's office, Room 24.329, 30 minutes before Court convenes.*

Counsel may not waive oral argument without prior leave of court. Absent leave of court, only one attorney is permitted to present the argument for a party. However, if the parties on a side are separately represented and have filed separate briefs, each party on that side is permitted to argue; in such a case, counsel must confer and decide how they will split the time shown on the calendar. Questions should be addressed to the Clerk of Court.

Appearance forms of counsel, if not previously submitted, must be completed and forwarded immediately to the clerk's office. Every attorney who presents oral argument must be admitted to the Eighth Circuit Bar unless appointed to represent a party proceeding in forma pauperis.

The time allotted for each side's argument is noted to the right of the case. *Cases designated as NO ARG will be submitted to the Court on the briefs and record without oral argument, and counsel are not required to appear for cases designated NO ARG.*

Michael E. Gans  
Clerk of Court

DIVISION I  
28th Floor  
En Banc Courtroom

MONDAY, OCTOBER 16, 2006, BEGINNING AT 9:00 A.M.  
BEFORE JUDGES MELLOY, BEAM, BENTON

		TAB
1.	<a href="#">06-1398</a> EM      Level 3 Communications, L.L.C., et al. v. City of St. Louis, Missouri, et al.	
	06-1459EM      Level 3 Communications, L.L.C., et al. v. City of St. Louis, Missouri, et al.	20
2.	<a href="#">06-1739</a> Carlos Alberto Flores-Calderon, et al. v. Alberto Gonzales, etc.	15
3.	<a href="#">06-1571</a> MN      Schwans Sales Enterprises, Inc. v. SIG Pack, Inc., etc.	15
4.	<a href="#">06-1714</a> MN      United States v. Adrian Tinajero	10
5.	<a href="#">06-2149</a> EM      United States v. Keisha Braggs	10

TUESDAY, OCTOBER 17, 2006, BEGINNING AT 9:00 A.M.  
BEFORE JUDGES MELLOY, BEAM, BENTON

		JMH
1.	<a href="#">06-1786</a> EA      Michael Cagle, Jr. v. Larry Norris, etc.	15
2.	<a href="#">06-2257</a> SD      United States v. Oscar Flores-Sandoval, etc.	15
3.	<a href="#">06-2437</a> SD      United States v. Juan Rodriguez	15
4.	<a href="#">06-1438</a> ND      United States v. Yvette LaFloe Falcon	15
5.	<a href="#">06-2281</a> EA      United States v. Demario A. Howard	10
6.	<a href="#">06-1705</a> SD      United States v. Philip No Neck	15

DIVISION I  
28th Floor  
En Banc Courtroom

WEDNESDAY, OCTOBER 18, 2006, BEGINNING AT 9:00 A.M.  
BEFORE JUDGES MELLOY, BENTON, SHEPHERD

1.	<a href="#">06-1146</a> EM      Synergetics, Inc. v. Charles Richard	
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	Hurst, Jr., et al.	20
2.	<a href="#">05-4220</a> Judith Phuobong Ntangsi v. Alberto Gonzales, etc.	15
3.	<a href="#">06-1982</a> EA L. Walter Quinn, III, et al. v. Ocwen Federal Bank FSB, et al.	15
4.	<a href="#">06-1696</a> EA Ruth E. Parks, et al. v. City of Horseshoe Bend, Arkansas, et al.	10
5.	<a href="#">06-1115</a> EA United States v. Leonard DAndrea	10
6.	<a href="#">06-1960</a> SD United States v. D.A.L.D., juvenile	10

**THURSDAY, OCTOBER 19, 2006, BEGINNING AT 9:00 A.M.  
BEFORE JUDGES MELLOY, BENTON, SHEPHERD**

		<b>BDG/LMT-T</b>
1.	<a href="#">05-3019</a> EM United States v. Amesheo D. Cannon	20
2.	<a href="#">06-1381</a> EM United States v. Tyrese D. Hyles, etc.	20
3.	<a href="#">06-1599</a> EA Catrease Rice v. Inland Paperboard and Packaging, Inc., et al.	15
4.	<a href="#">06-1904</a> EM Douglas Wood, et al. v. Foremost Insurance Company	15
5.	<a href="#">06-1957</a> EM United States v. David Allen Amos	10

**DIVISION I  
28th Floor  
En Banc Courtroom**

**FRIDAY, OCTOBER 20, 2006, BEGINNING AT 8:30 A.M.  
BEFORE JUDGES MELLOY, BENTON, SHEPHERD**

		<b>SRD</b>
1.	<a href="#">06-1865</a> EM Suburban Leisure Center, Inc. v. AMF Bowling Products, Inc., et al.	15
2.	<a href="#">05-4128</a> Olivia Nabulwala v. Alberto Gonzales, etc.	15
3.	<a href="#">06-1700</a> EA Michael Bearden v. Dudley Lemon, etc.	15
4.	<a href="#">06-2138</a> EA Mountain Pure, LLC, et al. v. Bank of America, N.A.	15
5.	<a href="#">06-1477</a> Naing Tun v. Alberto Gonzales, etc.	15

DIVISION II  
27th Floor  
Southeast Courtroom

MONDAY, OCTOBER 16, 2006, BEGINNING AT 9:00 A.M.  
BEFORE JUDGES SMITH, BOWMAN, COLLOTON

			MDS/LAD-T
1.	<a href="#">06-1808</a> EM	Pepsico, Inc., etc. v. WenAmerica, etc.	15
2.	<a href="#">06-1618</a> MN	United States v. Cesar Castro-Higuero	15
3.	<a href="#">06-1610</a>	Ebrima Jallow v. Alberto Gonzales, etc.	15
4.	<a href="#">06-1942</a> MN	Straights and Gays for Equality (SAGE), et al. v. Osseo Area Schools, etc., et al.	15
5.	<a href="#">06-1913</a> SD	United States v. John M. Jenners	10

TUESDAY, OCTOBER 17, 2006, BEGINNING AT 9:00 A.M.  
BEFORE JUDGES SMITH, BOWMAN, COLLOTON

			BWB
1.	<a href="#">06-1876</a> MN	United States v. Jesus Torres-Villalobos, etc.	15
2.	<a href="#">05-3952</a> MN	United States v. Carlous Lindell Daily, etc.	15
3.	<a href="#">06-2045</a> MN	United States v. Richard William Gettel	15
4.	<a href="#">06-1634</a> EM	United States v. Abdolhossein Rastegar, etc.	
	06-2605EM	United States v. Abdolhossein Rastegar, etc.	10
5.	<a href="#">06-1333</a> MN	United States v. Lynn Warren Tjaden	10
6.	<a href="#">06-1693</a> SD	United States v. Ronald Gene Kenyon, etc.	15

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27th Floor  
Southeast Courtroom

WEDNESDAY, OCTOBER 18, 2006, BEGINNING AT 9:00 A.M.  
BEFORE JUDGES SMITH, BOWMAN, COLLOTON

			MER
1.	<a href="#">06-1660</a> MN	Dede Smith v. United Television, etc.	15
2.	<a href="#">06-1551</a> EM	On Target Sporting Goods, etc. v. Attorney General of the United States, etc., et al.	15

3.	<a href="#">06-1150</a> SD	State of South Dakota, et al. v. United States Department of Interior, et al.	15
4.	<a href="#">06-2448</a> MN	United States v. Robert Lee Williams	15
5.	<a href="#">06-1777</a> MN	Twin Cities Galleries, LLC, et al. v. Media Arts Group, Inc., et al.	15
6.	<a href="#">06-1719</a> EM	United States v. Corey Louis Hines	10

**THURSDAY, OCTOBER 19, 2006, BEGINNING AT 9:00 A.M.  
BEFORE JUDGES SMITH, BOWMAN, COLLOTON**

			<b>PJS/DMH-T</b>
1.	<a href="#">06-2217</a>	In re: Charles Benn, Jr., et al., Debtors, Charles Benn, Jr., et al. v. James S. Cole, et al.	20
2.	<a href="#">06-1277</a> SD	Ellison Kalda, M.D., et al. v. Sioux Valley Physician Partners, etc., et al.	15
3.	<a href="#">06-1638</a> MN	HDC Medical, Inc. v. Minntech Corporation	15
4.	<a href="#">06-1672</a> MN	Alfred Flowers v. Kevin Stoll, etc.	15
5.	<a href="#">06-1623</a> MN	United States v. Alfredo Manuel Nevarez-Espino	10

**DIVISION II  
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Southeast Courtroom**

**FRIDAY, OCTOBER 20, 2006, BEGINNING AT 8:30 A.M.  
BEFORE JUDGES SMITH, BOWMAN, COLLOTON**

			<b>LLB</b>
1.	<a href="#">06-1601</a> EA	Todd P. Smith, M.D. v. Robert Casali, M.D.	15
2.	<a href="#">06-1794</a> EM	Mary Beth Kamrath v. Sharri Kamrath Rocca, etc.	15
3.	<a href="#">05-4433</a>	Yasser Ebrahim v. Alberto Gonzales, etc.	15
4.	<a href="#">06-1138</a> EA	United States v. Amir Reza Katkhordreh	10
5.	<a href="#">06-1178</a>	Nikolay Vladimir Ivanov, et al. v. Alberto Gonzales, etc.	15